C482 No. 583/01

(Old No. 5139 of 1996)

Hon'ble Irshad Hussain, J.

None appear for the Petitioners. Heard Sri Nandan Arya A.G.A. and perused the record.

The order dated 8.11.1996 was passed by the J.M. Roorkee in Misc. Case No.8/1996 under section 156(3) of Code of Criminal Procedure (for short 'Code'). The earlier report was called for from the police station and thereafter in view of the allegations made in the application, the learned Magistrate was satisfied that there was sufficient ground to proceed with and the matter was to be investigated by the police after registration of the case. Considering this, there appear no illegality in passing the impugned order under section 156(3) of the Code. Therefore, the petition lack merit and is dismissed Stay order dated 6.12.1996 is vacated.

(Irshad Hussain, J.)

Dated 2.6.2004
Rawat